

## **COPY OF PAPERS** ORIGINALLY FILED

PATEN 540591-709

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**Applicants** 

Jose Gutierrez-Rocca

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PHARMACEUTICAL FORMULATION

Group Art Unit

Unknown

Examiner

Unknown

745 Fifth Avenue

New York, New York 10151

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on 2002.

Jerome Rosenstock, Reg. No. 25,456

Name of

2002

Date of Signature

## INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Pursuant to the provisions of §§1.56, 1.97, and 1.98 of Title 37 of the Code of

Federal Regulations, as amended, applicants hereby cite to the United States Patent and

Trademark Office the following:

- 1. U.S. Patent 4,678,516A, granted to D.A. Alderman on July 7, 1987;
- 2. U.S. Patent No. 5,164,193 granted to M. Okada et al., on November 17, 1992;
- 3. U.S. Publication No. US2002/0012701 A1 published January 31, 2002;

PATENT 540591-7095.1

Copies of the patents, and publication compiled herein are submitted herewith.

Also enclosed is an International Search Report for a PCT application corresponding to the subject application in which the above-cited references were made of record.

Applicants respectfully request the Examiner in charge of the above-captioned application to consider the aforelisted patents, and publication in connection with the examination of the application and to cite those deemed to be material to the determination of patentability.

Applicants respectfully submit that the aforelisted patents, and publication do not, alone or in combination, anticipate or render obvious the subject matter of the present application.

For the convenience of the U. S. Patent and Trademark Office, applicants submit herewith Form PTO-1449 listing the patents, and publication cited herein.

The Examiner is hereby authorized to call the undersigned attorney of record "collect" on any matter connected with this application. The telephone number is area code (212) 588-0800. In the absence of the undersigned attorney of record, the call will be accepted by any attorney empowered in this application.

Respectfully submitted,

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